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RCE/1634

MAR 13 2003

PATENT TRADEMARK OFFICE
↑AFFIX CUSTOMER NUMBER LABEL ABOVE↑**REQUEST
FOR TECH CENTER 1600/2900
CONTINUED EXAMINATION (RCE)
TRANSMITTAL**

Subsection (b) of 35 U.S.C. §132, effective on May 29, 2000,
provides for continued examination of an utility or plant application
filed on or after June 8, 1995.

See, The American Inventors Protection Act of 1999 (AIPA)

| | |
|----------------------|--------------------|
| Application No. | 09/214,645 |
| Filing Date | September 27, 1999 |
| First Named Inventor | Jay M. SHORT |
| Group Art Unit | 1634 |
| Examiner Name | Bradley L. Sisson |
| Atty Docket No. | DIV-1220-2 |

This is a Request for Continued Examination (RCE) under 37 C.F.R. §1.114 of the above-identified application.

NOTE: 37 C.F.R. §1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. §1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See *Changes to Application Examination and Provisional Application Practice*, Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. Submission under 37 C.F.R. §1.114

- a. ☒ Previously submitted:
- i. ☒ Consider the amendment(s)/reply under 37 C.F.R. §1.116 previously filed on August 13, 2002 and re-submitted by facsimile transmission on October 9, 2002.
(Any un-entered amendment(s) referred to above will be entered).
 - ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____.
 - iii. ☐ Other:
- b. Enclosed:
- i. ☒ Supplemental Amendment
 - ii. ☐ Affidavit(s)/Declaration(s)
 - iii. ☒ Supplemental Information Disclosure Statement (IDS); PTO-1449 form and copies of 16 listed references.
 - iv. ☒ Other: Formal Drawings of FIGS. 1-6A/6B (6 sheets).

2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. §1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. §1.17(i) required)
- b. Other:

3. Fees

The RCE fee under C.F.R. §1.17(e) is required by 37 C.F.R. §1.114 when the RCE is filed

- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 08-0219:
- i. ☒ RCE fee required under 37 C.F.R. §1.17(e)
 - ii. ☒ Extension of time fee (37 C.F.R. §§1.136 and 1.17(a)(5) for five months' extension of time.
 - iii. ☐ Other
- b. ☐ Check in the amount of \$_____ enclosed.
- c. ☒ The Director is hereby authorized to charge any additional fees, or credit any overpayments, to Deposit Account No. 08-0219, Order No. DIV-1220-2.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

| | | | |
|-------------------|---------------------|-----------------------|---------------|
| Name (Print/Type) | Jane M. Love, Ph.D. | Reg. No. (Atty/Agent) | 42,812 |
| Signature | <i>Jane M. Love</i> | Date | March 6, 2003 |